



CITY OF QUINCY

BOARD OF LICENSE COMMISSIONERS AGENDA- NOVEMBER 18,2014 @ 4:00 PM

Roll Call.

Present: ANDREW SCHEELE, JOSEPH BARRON, JOSEPH DUCA,
JOSEPH P SHEA, LEO COPPENS (Not voting), PAUL KEENAN ,
PETER TUROWSKI (Not voting).

MGL CHAPTER 30A READ INTO THE RECORD

Agenda 1. Hearing regarding the request of Kathy Hussey-O'Brien for a one day Special Use permit for the Annual Merrymount Turkey Trot, Thursday, November 27, 2014. **Motion: Action:** Approve, **Moved by** ANDREW SCHEELE, **Seconded by** JOSEPH BARRON.
Motion passed unanimously.

Agenda 2. Hearing regarding the request of Adams Village Gas, LLC, d/b/a North Quincy Shell, 315 Hancock Street for Gas Station License. Marcelle Saab, Manager, present.. **Motion: Action:** Approve, **Moved by** ANDREW SCHEELE, **Seconded by** JOSEPH DUCA.
Motion passed unanimously.

Agenda 3. Hearing regarding the request of CC's Club, Inc. d/b/a Knights of Columbus, 5 Hollis Ave, for a Change of Manager, from Charles McDermott to Frank Alilbrandi. Mr Alilbrandi, present. With all paperwork in order. Director Duca Motioned to approve: Seconded by PAUL KEENAN .
Motion 4-0. Commissioner Scheele did not vote.

Agenda 4. Hearing regarding the request of New Generation Monopoly, d/b/a Prestige Auto, 264 Willard St., Aaron Osborne, Manager for a Motor II Used Car License. Attorney Lawlor present with Mr. Osborne. Attorney Henry Levin, represents the landlords Mr. & Mrs. DiBona, stated all has been worked out between the parties. Monday-Saturday 9AM-6PM. Chairman Shea noted Mr. Osborne must keep with the same number of cars on the lot that the Board agrees to. **Motion:** 10 cars, **Action:** Approve, **Moved by** ANDREW SCHEELE, **Seconded by** Chief Keenan .
Motion passed unanimously.

Late Item: Application for CV License from HMC Restaurant Group, LLC, d/b/a ViVi Café, 389 Hancock St. Marianne Choi Manager . Mr. Chang present. There will be 4 seats at the 1200 sq. ft. Café, serving Chai & Bubble Tea. 11AM-11PM hours of operation. **Motion: Action:** Approve, **Moved by** ANDREW SCHEELE, **Seconded by** JOSEPH DUCA.

Motion passed unanimously.

Agenda 5. Hearing regarding the request of C & J Dessert, LLC, d/b/a Kozy Dessert, 1247 Hancock St. for a Common Victualer License, Kin Sang Lau, Manager. This is the former site of Edible Arrangements. All inspections complete and Planning Board has approved the change of use. Chinese desserts etc will be offered. 11 small tables for 2 will be available. Fire inspections will be needed before opening. Hours of operation 9AM-11PM. **Motion: , Action:** Approve, **Moved by** ANDREW SCHEELE, **Seconded by** JOSEPH DUCA. Motion passed unanimously.

Agenda 6. Hearing regarding violations of September 27, 2014: Lt. Turowski read his report into the record.

1. Atlantic Market, 243 Atlantic St., Jon Aieda Esq. present for Mr. Patel. The employee in question that night has been enrolled in TIP's training to prevent another problem. **Motion:** Warning placed on file. **Action:** Approve, **Moved by** PAUL KEENAN , **Seconded by** JOSEPH DUCA.

Roll Call Keenan, Duca, Scheele, Barron, Shea.

2. **S6**, 1550 Hancock St. Courtney Rego, Manager present.

Motion: Action: Warning placed on file one year. **Moved by** PAUL KEENAN , **Seconded by** JOSEPH DUCA. Roll Call: Keenan, Duca, Scheele, Barron, Shea. Motion passed unanimously.

3. **Taiyou Shabu & Sushi**, 235A Quincy Ave. Jing Li, Manager, present.

Motion: Action: Warning placed on file one year. **Moved by** PAUL KEENAN , **Seconded by** JOSEPH DUCA. Roll Call: Keenan, Duca, Scheele, Barron, Shea. Motion passed unanimously.

4. **Bistro Chi/ Karma Lounge** 39 Cottage Ave., John Liang, Manager, present. Stating the server that night was in training, she was not hired after the incident. **Motion: Action:** Warning placed on file one year. **Moved by** PAUL KEENAN , **Seconded by** JOSEPH DUCA. Roll Call: Keenan, Duca, Scheele, Barron, Shea. Motion passed unanimously.

5. Nonna's Kitchen, 333 Victory Road: Brian Ferrara, Manager, present. . Mr. Ferrara apologized to the Board. **Motion: Action:** Warning placed on file one year. **Moved by** PAUL KEENAN, **Seconded by** JOSEPH DUCA. Roll Call: Keenan, Duca, Scheele, Barron, Shea. Motion passed unanimously.

6. Dave's General Store, 66 Newbury Ave. David Bradley, Manager, present. Second violation. **Motion:** January 9, 2015 one day suspension, **Action:** Approve, **Moved by** PAUL KEENAN , **Seconded by** JOSEPH DUCA. Roll call: Call Keenan, Duca, Scheele, Barron, Shea Motion passed unanimously.

7. Chabs Daily Mart, 291 Quincy Avenue, SURESH CHABRIA (Chab), Manager, present. September 27, 2014 second violation. He was working that night. He has no comments regarding this violation.

Motion: One day suspension January 9, 2015 , **Action:** Approve, **Moved by** PAUL KEENAN , **Seconded by** JOSEPH DUCA. . Roll call: Call Keenan, Duca, Scheele, Barron, Shea
Motion passed unanimously.

8. Yaz's Place 132 East Howard St. Attorney Rudy Miller, present with Yaser Mohammed. Chairman Shea read the prior violations into the record. Also in question is the Change of Manager application from March 2013 which was rejected by the ABCC. Attorney Miller stated the manager is the owner, Yaser Mohammed. He will remain the Manager of record. Chairman Shea reviewed the level of infractions: Underage 9/4/ 09 Written warning, 4/15/12 Police Reports of shots being fired and Assault & Battery, one day served 6/2/12. This is the third visit to the Board for Yaz's. Also we have received recent noise complaints. Chairman Shea read complaints into the record. Attorney Miller accepts that mistakes were made on September 27. . Ward Councillor Brad Croall, present. Noting over the last year Yaz's has not improved. He continues to get noise complaints. "When we continue to give opportunities and they continue to appear before the Board there is no community standards". He asked " if you think the actions at Yaz's is normal I do not agree. The Board has been very, very, very, fair and it's time to act".

Attorney Miller rejects noise complaints, states the neighbors do not like the background of his client, he also does not like a young urban crowd and they are trying to change the operations to accommodate an older crowd. He questions the motivation and doesn't see the activity any different from other places. The parking noise is legitimate. He will never accept "Veiled Charges". Chief Keenan noted many calls for noise at different times and he is basing his decision on the recent violation. Also disorders in the club and outside are still coming.

Chairman Shea "The burden is on us". Mr. Mohammed asked why the Board would not grant an Entertainment license to him. He wanted a larger band, not

4 pieces. He no longer gets any customers from Quincy. Mr. Mohammed stated “It’s not me, it’s you guys”. Attorney Miller “we accept responsibility for Sept. 27, my Client is trying to follow the models of the previous owner”. Commissioner Scheele, “sounds like your client is blaming us. When the Yard Rock closed and Kilroy’s went in as a full scale sit down restaurant with 2 bars, When Kilroy’s came before we had already received complaints of noise from neighbor who did not want a bar there at all. What we did at that point was review the history, we can regulate the entertainment”.

Attorney Miller noted an Entertainment License would attract more Quincy people, he does not have a local crowd. They are trying to attract an older more diverse crowd. “We messed up on Sept. 27”. He admits the parking lot noise is a challenge. Chief Keenan **Motion:** Due to the violation of Sept. 27, 2014 a 5 day suspension January 6- January 10 2015, **Action:** Approve, **Moved by** PAUL KEENAN , **Seconded by** JOSEPH DUCA. Roll call: Call Keenan, Duca, Scheele, Barron, Shea
Motion passed unanimously.

Housekeeping, next meeting November 25, we will not be meeting, no applicants. Next meetings December 2, December 16, 2014
A 2015 Calendar will also be available on December 2.

Motion to accept the minutes of the previous hearing and waive the reading.

Any items discussed but not listed on the agenda are items not reasonably anticipated as a topic by the chair 48 hours in advance of the meeting.